PHILLIP A. TALBERT Acting United States Attorney JOSEPH D. BARTON Assistant United States Attorney 2500 Tulare Street, Suite 4401 Fresno, CA 93721 Telephone: (559) 497-4000 Facsimile: (559) 497-4099 5 **SEALED** 6 Attorneys for Plaintiff United States of America 7 8 9 10

**FILED** Sep 02, 2021 CLERK, U.S. DISTRICT COURT

## IN THE UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA.

Plaintiff.

v.

GERARDO MALDONADO-RODRIGUEZ,

Defendant.

CASE NO. 1:21-CR-00219 NONE-SKO

MOTION AND PROPOSED ORDER TO SEAL INDICTMENT

The government moves the Court, pursuant to Rule 6(e) of the Federal Rules of Criminal Procedure, to order and direct that the Indictment returned by the Grand Jury on September 2, 2021, charging the above defendant with a violation of 8 U.S.C. § 1326(a) and (b)(2) – Removed Alien Found in United States, be kept secret until the defendant named in this Indictment is either in custody or has been given bail on these offenses; and further order that until such time as the defendant is in custody or has been given bail, 111

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1	that no person shall disclose the finding of the Indictment or any warrant issued pursuant		
2	thereto, except when necessary for the issuance and execution of the warrant.		
3	DAMEDIC I O 0001		
4	DATED: September 2, 2021		Respectfully submitted,
5			PHILLIP A. TALBERT
6			Acting United States Attorney
7		By	/s/ Joseph D. Barton
8		Бу	JOSEPH D. BARTON
9			Assistant U.S. Attorney
10			
11	IT IS SO ORDERED.		
12	Dated: September 2, 2021		Encir P. Grosy
13 14			ERICA P. GROSJEAN U.S. Magistrate Judge
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